



290

291

Docket No. 188/167

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

In re Application of: MAG INSTRUMENT, INC.

Serial No.: 07/411,576

For: CANDLE MODE FLASHLIGHT

Filed: September 22, 1989

Group Art Unit: 291

Hon. Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

RECEIVED
JAN 10 - 1992
GROUP 290

932363

Applicant hereby appeals to the Board of Appeals from the decision dated July 18, 1991 of the Primary Examiner finally rejecting claim _____.

The items checked below are appropriate:

1. ☒ An extension of time to respond to the final rejection was granted on July 18, 1991 for 2 month(s).
2. ☐ A timely response to the final rejection has been filed, as provided in 841 O.G. 1411.
3. ☐ Fee enclosed:
☐ small entity \$120.00 ☐ other than small entity \$240.00
☐ Fee not required (Fee paid in prior appeal)
4. ☐ AN ORAL HEARING IS REQUESTED.

Fee enclosed:
☐ small entity \$100.00 ☐ other than small entity \$200.00

☒ The Commissioner is hereby authorized to charge payment of the fees associated with this communication, or credit any overpayment, to Deposit Account 12-2475. A duplicate copy of this sheet is enclosed.

☒ I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date of signature hereof with sufficient postage as first class mail in an envelope addressed to the: Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Signature (Rule 191(b))

Robert C. Weiss
 Robert C. Weiss, Reg. No. 24939

December 17, 1991
 Date of Signature

Post Office Address to which
 correspondence is to be sent:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner of Patents and Trademarks, Washington, D.C. 20231 by 12-17-91 (Date of Deposit)

Robert C. Weiss
 Registered Representative

Robert C. Weiss
 Signature
12-17-91
 Date of Signature

LYON & LYON
 34th Floor
 611 West Sixth Street
 Los Angeles, CA 90017
 (213) 489-1600

BEST AVAILABLE COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:) Group Art Unit: 291
MAG INSTRUMENT, INC.)
Serial No. 07/411,576)
Filed: September 22, 1989)
For: MINIATURE FLASHLIGHT) Los Angeles, CA 90017

RESPONSE TO OFFICIAL ACTION MAILED JULY 18, 1990

PURSUANT TO 37 CFR 1.116

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

December 13, 1991

Sir:

IN THE SPECIFICATION

Please amend the description of the drawings in the
specification as follows:

Figure 1 is a front, ~~top~~ perspective view of a miniature
flashlight [in candle mode] showing my new design.

IN THE CLAIM

Please amend the claim as follows:

After the word "a" delete the words [candle mode] and add
the word -- miniature --.